



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/015,857	12/13/2001	Prabhakar Gopalan	AUS920010976US1	7504
35525	7590	11/16/2005	EXAMINER	
IBM CORP (YA) C/O YEE & ASSOCIATES PC P.O. BOX 802333 DALLAS, TX 75380			PILLAI, NAMITHA	
			ART UNIT	PAPER NUMBER
			2173	

DATE MAILED: 11/16/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/015,857	GOPALAN, PRABHAKAR	
	Examiner	Art Unit	
	Namitha Pillai	2173	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 22 August 2005.
- 2a) This action is **FINAL**. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1,2,4 and 8-22 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1,2,4 and 8-22 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)	4) <input type="checkbox"/> Interview Summary (PTO-413)
2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail Date. _____
3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____	5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)
	6) <input type="checkbox"/> Other: _____

DETAILED ACTION

Response to Amendment

1. The Examiner acknowledges Applicant's submission on 8/22/05 with amendments to claims 1, 2, 8-10, 17 and 20, the addition of new claims 21 and 22, and the cancellation of claims 3 and 7. All pending claims have been rejected based on prior art that has been previously disclosed.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1, 4, 8-12 and 14-22 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by "Step-by-Step Guide to User Data and User Settings", herein referred to as Step.

Referring to claims 1, 17 and 20, Step discloses a method for remotely storing data (page 3, lines 7-10). Step discloses opening a first data item in an application on a first client device, wherein the application presents the contents of the first data item in a display area of a user interface of the application, with the application being a word processing application such as Notepad, for displaying windows with text input by the user (page 16, lines 3-6). Step also discloses that the Notepad application presents a remote save control, such as the "Save" option given in the menu in the user interface of the application (page 16, line 7). Step discloses loading a set of user

preferences for a user, wherein the user preferences identifies a predetermined storage location on the first client device for storage of data items to be remotely saved (page 16, lines 1-10, page 19, line 8-11 and page 22), wherein Step teaches the user logging onto a system, thereby a user profile being loaded up with the user profile as shown in the tree structure of the user profile indicating predetermined storage location as "My Documents" folder in the user profile. Step discloses in response to selection of the remote save control by a user, storing at least a portion of the first data item in the predetermined storage location on the first client device based on the set of user preferences (page 16, lines 7-10). Step also discloses in response to a synchronization condition, automatically synchronizing contents of the predetermined location with a remote storage location (page 16, lines 14-23).

Referring to claim 4, Step discloses a predetermined directory or folder for the predetermined storage location (page 16, lines 8-9).

Referring to claim 8, Step discloses that the set of preferences is one of a plurality of sets of preferences in a multi-user environment (page 12), wherein Step teaches the user of preferences belonging to multiple users.

Referring to claims 9 and 21, Step discloses identifying a selected portion of the first data item, wherein the selected portion is selected by the user in a display area of the application (page 17, line 7), with the user selection of the "Review" item is from the display area of the application. Step discloses creating a second data item with the selected portion, and storing the second data item in the predetermined storage location

(page 17, lines 8-11), wherein the selected portion is further manipulated and saves as a second data item in the directory.

Referring to claim 10, Step discloses selection of a synchronization control by the user (page 17, lines 14-16).

Referring to claim 11, Step discloses expiration of predetermined time period for the synchronization (page 19, lines 35-37).

Referring to claims 12 and 18, Step discloses that the remote storage location is a server device (page 3, lines 7-10).

Referring to claims 14, 19 and 22, Step discloses requesting, at a second client device, access to the server device and in response to receiving permission from the server device, accessing, at the second client device, data items stored in the remote storage location (page 19, lines 8-10), where Step teaches user logging at various client devices and based on this access status having access to profile data that is stored in a remote storage location.

Referring to claim 15, Step discloses requesting access to the server device comprises sending authentication information from the second client device to the server device (page 19, lines 8-10).

Referring to claim 16, Step discloses that the authentication information discloses a username and a password (page 7, lines 11-14), where log on information is provided to serve as authentication string or information entered by user.

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 2 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Step.

Referring to claim 2, Step discloses a remote save control that is presented on a toolbar interface application (page 8, lines 8-12), wherein menu bars are shown with remote save controls. Step may not disclose an actual remote save control button but it would have been obvious for one skilled in the art, at the time of the invention to disclose a remote save control button presented on a toolbar interface application. It would have been obvious for one skilled in the art, at the time of the invention to display a remote save button on a toolbar interface application. Step has clearly already disclosed a remote save means and user interface capabilities for the user to access a remote save control on the toolbar interface application. Based on such a user interface control already being displayed, and in addition to the well known button control used in user interfaces, it would have been obvious based on the teachings provided in Step to disclose that the remote save control can be also further represented as a remote save button on the toolbar interface application.

Referring to claim 13, Step discloses that the server device comprises one network file server and servers belonging to a network in general (page 1, lines 19-23).

Step does not explicitly teach accessing a Web server. It would have been obvious for one skilled in the art, at the time of the invention that the server device is a Web server. Step teaches accessing various kinds of servers, wherein Step discloses that user is accessing servers in general belonging to a network, in addition to teachings of access application data indicative of web related information (page 22). Step has basically allowed the user to work with various applications within a computer system to include word processing documents, and Internet applications and storage of data related to these applications (page 22). Based on the data that is accessed and the access of all servers connected to a network, would make access of a Web server to be an obvious teaching.

Response to Arguments

4. Applicant's arguments filed 8/22/05 have been fully considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Responses to this action should be submitted as per the options cited below: The United States Patent and Trademark Office requires most patent related correspondence to be: a) faxed to the Central Fax number (571-273-8300), b) hand carried or delivered to the Customer Service Window (located at the Randolph Building, 401 Dulany Street, Alexandria, VA 22314), c) mailed to the mailing address set forth in 37 CFR 1 . 1 (e.g., P.O. Box 1450, Alexandria, VA 22313-1450), or d) transmitted to the Office using the Office's Electronic Filing System.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Namitha Pillai whose telephone number is (571) 272-4054. The examiner can normally be reached on 8:30 AM - 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached on (571) 272-4048.

All Internet e-mail communications will be made of record in the application file. PTO employees do not engage in Internet communications where there exists a possibility that sensitive information could be identified or exchanged unless the record includes a properly signed express waiver of the confidentiality requirements of 35 U.S.C. 122. This is more clearly set forth in the Interim Internet Usage Policy published in the Official Gazette of the Patent and Trademark on February 25, 1997 at 1195 OG 89.

Art Unit: 2173

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (571) 272-2100.

Namitha Pillai
Assistant Examiner
Art Unit 2173
November 12, 2005



RAYMOND J. BAYERL
PRIMARY EXAMINER
ART UNIT 2173